

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

Commonwealth Edison Company)	
)	
)	
Petition for approval of tariffs implementing)	06-0411
ComEd's proposed residential rate stabilization)	
program)	
)	

**MOTION OF THE PEOPLE OF THE STATE OF ILLINOIS
FOR LEAVE TO FILE A LATE-FILED EXHIBIT**

NOW COME the People of the State of Illinois ("the People"), by and through the Illinois Attorney General Lisa Madigan, and pursuant to Section 200.190 of the Rules of Practice of the Illinois Commerce Commission ("ICC" or "Commission") (83 Ill. Admin. Code §290.190), hereby respectfully request leave to file a late-filed exhibit in the above-captioned proceeding. In support of their motion, the People state as follows:

1. On May 23, 2006, Commonwealth Edison ("ComEd") filed its Petition to Establish a Residential Rate Stabilization Program and several supporting exhibits, including a spreadsheet labeled ComEd Exhibit 2.3.
2. On September 7, 2006, Staff filed Staff Ex. 7.0, a Stipulation between Staff and Commonwealth Edison relating to various issues in this docket.

3. On September 7, 2006, the ALJ admitted these exhibits into evidence and declared the record in this docket heard and taken.
4. On September 15, 2006, ComEd's Auction Manager declared a "successful result" in a fixed price auction which ComEd conducted to procure electricity to serve its customers in 2007 and beyond.
5. On September 22, 2006, in response to the People's request, ComEd circulated to all parties an updated version of ComEd Exhibit 2.3, in spreadsheet format, which reflects the auction clearing prices and the Stipulation between Staff and ComEd (Staff Ex. 7.0).
6. This spreadsheet is attached to this Motion as AG Exhibit 5.0.
7. The updated information contained in AG Exhibit 5.0 will assist the Commission with its review of the record in this docket.
8. Additionally, on July 11, 2006, the People of the State of Illinois filed direct testimony and exhibits labeled AG Exhibits 1.0 – 1.9; on August 21, 2006, the People filed rebuttal testimony and exhibits labeled AG Exhibits 2.1, 2.2 and 2.3; and on August 23, 2006, the People filed a revised AG Exhibit 2.3. At the September 7, 2006 hearing, the

People of the State of Illinois moved into evidence the following exhibits, subject to check: AG Exhibits 1.3, 1.4 and 2.3. Those exhibits also should now be admitted into evidence.

9. The AG has contacted all counsel of record in this docket, and none have objected to this motion.

WHEREFORE, for all of the foregoing reasons, the People respectfully request that the ALJ grant this Motion for Leave to File a Late-Filed Exhibit and accept the attached AG Exhibit 5.0 as a late-filed exhibit. Additionally, the People respectfully request that AG Exhibits 1.3, 1.4 and 2.3 be admitted into evidence.

Respectfully Submitted,

The People of the State of Illinois

By LISA MADIGAN, Attorney General

_____/s/____

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October 6, 2006

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION**

COMMONWEALTH EDISON COMPANY	:	
	:	
Petition for approval of tariffs	:	No. 06-0411
Implementing ComEd's proposed	:	
residential rate stabilization program	:	

NOTICE OF FILING

PLEASE TAKE NOTICE that on October 6, 2006, the People of the State of Illinois filed a Motion For Leave To File A Late-Filed Exhibit in the above-captioned proceeding via e-Docket with the Chief Clerk of the Illinois Commerce Commission at 527 E. Capitol Avenue, Springfield, Illinois 62701.

Susan Hedman
Senior Assistant Attorney General

CERTIFICATE OF SERVICE

I, Susan Hedman, hereby certify that the foregoing documents, together with this Notice of Filing and Certificate of Service, were sent to all parties of record listed on the attached service list by e-mail on October 6, 2006. Paper copies will be provided upon request.

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